

# Notice of Allowability

Application No.

10/506,726

Examiner

Jimmy T. Nguyen

Applicant(s)

EGGERT, AXEL

Art Unit

3725

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed 9/6/07.
2. ☒ The allowed claim(s) is/are 1.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
**JIMMY T. NGUYEN**  
PRIMARY EXAMINER

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Scott Witonsky on October 25, 2007.

The application has been amended as follows:

**In the abstract filed 9/6/2006, lines 3 to the last line:**

In line 3, after the punctuation mark ".", the entire second paragraph of the Abstract (lines 4 to the last line), starting with the word "At" in line 4, have been placed after the punctuation mark "." in line 3 in order to make the Abstract in a single paragraph.

**In claim 1, lines 2 to the last line:**

The words "two counterrotating rollers, arranged in one plane, wherein said rollers are held in a roller housing by bearing blocks, with at least one of said rollers being a loose roller which is flexibly supported by force generators, with said rollers at each of their two sides comprising their own electric motor drives and electric motors, wherein the electric motors of the drives of each of said rollers are interconnected to each other by an electrical shaft so that the rollers rotate at the same speed, wherein the drives of the loose roller are borne by said loose roller, wherein the roller housing with a vertical design comprises two separate parts, namely a bottom part comprising one of said rollers and a top part with the loose roller, wherein said top

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part is held by a swivel bearing to the bottom part and is lockable, wherein the top part can be swiveled open by way of the swivel bearing.” have been changed to:

-- : a roller housing;

two counterrotating rollers arranged in one plane, said rollers are held in said roller housing;

a plurality of bearing blocks positioned within said roller housing for supporting said rollers, said bearing blocks of one of said rollers are held by detachable chocks, at least one of said rollers being a loose roller which is flexibly supported by force generators, said force generators are positioned above said bearing blocks;

a plurality of electric motor drives and electric motors, each of opposing ends of each of said rollers is connected to the respective electric motor drives and the respective electric motors, wherein all of the electric motors of the drives of each of said rollers are interconnected to each other by an electrical shaft so that the rollers rotate at the same speed, wherein the drives of the loose roller are borne by said loose roller;

wherein the roller housing is arranged vertically, the roller housing comprises two separate parts, a bottom part of the two separate parts having one of said rollers and two of the bearing blocks connected thereto and a top part of the two separate parts having the loose roller and the other two of the bearing blocks connected thereto, one side of said top part is held by a swivel bearing to the bottom part and the other side of said top part is lockable to the bottom part by a locking element, wherein the top part is swiveled open by way of the swivel bearing. --.

***Allowable Subject Matter***

Claim 1 is allowed.

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The following is an examiner's statement of reasons for allowance:

Claim 1 is allowed because the art of record, considered alone or in combination, neither anticipates nor renders obvious a compacting press ...comprising: a plurality of bearing blocks positioned within said roller housing for supporting said rollers, *said bearing blocks of one of said rollers are held by detachable chocks*, .. the roller housing comprises two separate parts, a bottom part of the two separate parts having one of said rollers and two of the bearing blocks connected thereto and a top part of the two separate parts having the loose roller and the other two of the bearing blocks connected thereto, *one side of said top part is held by a swivel bearing to the bottom part and the other side of said top part is lockable to the bottom part by a locking element*, in combination with the rest of the claimed limitations.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jimmy T. Nguyen whose telephone number is (571) 272-4520. The examiner can normally be reached on Monday-Thursday 7:30am-5:00pm with alternating Friday 7:30am-4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Derris Banks can be reached on (571) 272- 4419. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JTNguyen  
October 25, 2007

  
JIMMY T. NGUYEN  
PRIMARY EXAMINER